



Rep. Suzanne Bassi

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1 AMENDMENT TO SENATE BILL 1201

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1201, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 3. The State Finance Act is amended by adding  
6 Sections 5.675 and 6z-69 as follows:

7 (30 ILCS 105/5.675 new)

8 Sec. 5.675. Comprehensive Regional Planning Fund.

9 (30 ILCS 105/6z-69 new)

10 Sec. 6z-69. Comprehensive Regional Planning Fund.

11 (a) As soon as possible after July 1, 2007, and on each  
12 July 1 thereafter, the State Treasurer shall transfer  
13 \$5,000,000 from the General Revenue Fund to the Comprehensive  
14 Regional Planning Fund.

15 (b) Subject to appropriation, the Illinois Department of

1 Transportation shall make lump sum distributions from the  
2 Comprehensive Regional Planning Fund as soon as possible after  
3 each July 1 to the recipients and in the amounts specified in  
4 subsection (c). The recipients must use the moneys for  
5 comprehensive regional planning purposes.

6 (c) Each year's distribution under subsection (b) shall be  
7 as follows: (i) 70% to the Chicago Metropolitan Agency for  
8 Planning (CMAP); (ii) 25% to the State's other Metropolitan  
9 Planning Organizations (exclusive of CMAP), each Organization  
10 receiving a percentage equal to the percent its area population  
11 represents to the total population of the areas of all the  
12 State's Metropolitan Planning Organizations (exclusive of  
13 CMAP); and (iii) 5% to the State's Rural Planning Agencies,  
14 each Agency receiving a percentage equal to the percent its  
15 area population represents to the total population of the areas  
16 of all the State's Rural Planning Agencies.

17 Section 5. The Illinois Pension Code is amended by changing  
18 Sections 7-132 and 14-103.05 and by adding Sections 7-139.12  
19 and 14-104.13 as follows:

20 (40 ILCS 5/7-132) (from Ch. 108 1/2, par. 7-132)

21 Sec. 7-132. Municipalities, instrumentalities and  
22 participating instrumentalities included and effective dates.

23 (A) Municipalities and their instrumentalities.

1           (a) The following described municipalities, but not  
2 including any with more than 1,000,000 inhabitants, and the  
3 instrumentalities thereof, shall be included within and be  
4 subject to this Article beginning upon the effective dates  
5 specified by the Board:

6           (1) Except as to the municipalities and  
7 instrumentalities thereof specifically excluded under this  
8 Article, every county shall be subject to this Article, and  
9 all cities, villages and incorporated towns having a  
10 population in excess of 5,000 inhabitants as determined by  
11 the last preceding decennial or subsequent federal census,  
12 shall be subject to this Article following publication of  
13 the census by the Bureau of the Census. Within 90 days  
14 after publication of the census, the Board shall notify any  
15 municipality that has become subject to this Article as a  
16 result of that census, and shall provide information to the  
17 corporate authorities of the municipality explaining the  
18 duties and consequences of participation. The notification  
19 shall also include a proposed date upon which participation  
20 by the municipality will commence.

21           However, for any city, village or incorporated town  
22 that attains a population over 5,000 inhabitants after  
23 having provided social security coverage for its employees  
24 under the Social Security Enabling Act, participation  
25 under this Article shall not be mandatory but may be  
26 elected in accordance with subparagraph (3) or (4) of this

1 paragraph (a), whichever is applicable.

2 (2) School districts, other than those specifically  
3 excluded under this Article, shall be subject to this  
4 Article, without election, with respect to all employees  
5 thereof.

6 (3) Towns and all other bodies politic and corporate  
7 which are formed by vote of, or are subject to control by,  
8 the electors in towns and are located in towns which are  
9 not participating municipalities on the effective date of  
10 this Act, may become subject to this Article by election  
11 pursuant to Section 7-132.1.

12 (4) Any other municipality (together with its  
13 instrumentalities), other than those specifically excluded  
14 from participation and those described in paragraph (3)  
15 above, may elect to be included either by referendum under  
16 Section 7-134 or by the adoption of a resolution or  
17 ordinance by its governing body. A copy of such resolution  
18 or ordinance duly authenticated and certified by the clerk  
19 of the municipality or other appropriate official of its  
20 governing body shall constitute the required notice to the  
21 board of such action.

22 (b) A municipality that is about to begin participation  
23 shall submit to the Board an application to participate, in a  
24 form acceptable to the Board, not later than 90 days prior to  
25 the proposed effective date of participation. The Board shall  
26 act upon the application within 90 days, and if it finds that

1 the application is in conformity with its requirements and the  
2 requirements of this Article, participation by the applicant  
3 shall commence on a date acceptable to the municipality and  
4 specified by the Board, but in no event more than one year from  
5 the date of application.

6 (c) A participating municipality which succeeds to the  
7 functions of a participating municipality which is dissolved or  
8 terminates its existence shall assume and be transferred the  
9 net accumulation balance in the municipality reserve and the  
10 municipality account receivable balance of the terminated  
11 municipality.

12 (d) In the case of a Veterans Assistance Commission whose  
13 employees were being treated by the Fund on January 1, 1990 as  
14 employees of the county served by the Commission, the Fund may  
15 continue to treat the employees of the Veterans Assistance  
16 Commission as county employees for the purposes of this  
17 Article, unless the Commission becomes a participating  
18 instrumentality in accordance with subsection (B) of this  
19 Section.

20 (B) Participating instrumentalities.

21 (a) The participating instrumentalities designated in  
22 paragraph (b) of this subsection shall be included within and  
23 be subject to this Article if:

24 (1) an application to participate, in a form acceptable  
25 to the Board and adopted by a two-thirds vote of the

1 governing body, is presented to the Board not later than 90  
2 days prior to the proposed effective date; and

3 (2) the Board finds that the application is in  
4 conformity with its requirements, that the applicant has  
5 reasonable expectation to continue as a political entity  
6 for a period of at least 10 years and has the prospective  
7 financial capacity to meet its current and future  
8 obligations to the Fund, and that the actuarial soundness  
9 of the Fund may be reasonably expected to be unimpaired by  
10 approval of participation by the applicant.

11 The Board shall notify the applicant of its findings within  
12 90 days after receiving the application, and if the Board  
13 approves the application, participation by the applicant shall  
14 commence on the effective date specified by the Board.

15 (b) The following participating instrumentalities, so long  
16 as they meet the requirements of Section 7-108 and the area  
17 served by them or within their jurisdiction is not located  
18 entirely within a municipality having more than one million  
19 inhabitants, may be included hereunder:

20 i. Township School District Trustees.

21 ii. Multiple County and Consolidated Health  
22 Departments created under Division 5-25 of the Counties  
23 Code or its predecessor law.

24 iii. Public Building Commissions created under the  
25 Public Building Commission Act, and located in counties of  
26 less than 1,000,000 inhabitants.

1           iv. A multitype, consolidated or cooperative library  
2           system created under the Illinois Library System Act. Any  
3           library system created under the Illinois Library System  
4           Act that has one or more predecessors that participated in  
5           the Fund may participate in the Fund upon application. The  
6           Board shall establish procedures for implementing the  
7           transfer of rights and obligations from the predecessor  
8           system to the successor system.

9           v. Regional Planning Commissions created under  
10          Division 5-14 of the Counties Code or its predecessor law.

11          vi. Local Public Housing Authorities created under the  
12          Housing Authorities Act, located in counties of less than  
13          1,000,000 inhabitants.

14          vii. Illinois Municipal League.

15          viii. Northeastern Illinois Metropolitan Area Planning  
16          Commission.

17          ix. Southwestern Illinois Metropolitan Area Planning  
18          Commission.

19          x. Illinois Association of Park Districts.

20          xi. Illinois Supervisors, County Commissioners and  
21          Superintendents of Highways Association.

22          xii. Tri-City Regional Port District.

23          xiii. An association, or not-for-profit corporation,  
24          membership in which is authorized under Section 85-15 of  
25          the Township Code.

26          xiv. Drainage Districts operating under the Illinois

1 Drainage Code.

2 xv. Local mass transit districts created under the  
3 Local Mass Transit District Act.

4 xvi. Soil and water conservation districts created  
5 under the Soil and Water Conservation Districts Law.

6 xvii. Commissions created to provide water supply or  
7 sewer services or both under Division 135 or Division 136  
8 of Article 11 of the Illinois Municipal Code.

9 xviii. Public water districts created under the Public  
10 Water District Act.

11 xix. Veterans Assistance Commissions established under  
12 Section 9 of the Military Veterans Assistance Act that  
13 serve counties with a population of less than 1,000,000.

14 xx. The governing body of an entity, other than a  
15 vocational education cooperative, created under an  
16 intergovernmental cooperative agreement established  
17 between participating municipalities under the  
18 Intergovernmental Cooperation Act, which by the terms of  
19 the agreement is the employer of the persons performing  
20 services under the agreement under the usual common law  
21 rules determining the employer-employee relationship. The  
22 governing body of such an intergovernmental cooperative  
23 entity established prior to July 1, 1988 may make  
24 participation retroactive to the effective date of the  
25 agreement and, if so, the effective date of participation  
26 shall be the date the required application is filed with



1 the fund. If any such entity is unable to pay the required  
2 employer contributions to the fund, then the participating  
3 municipalities shall make payment of the required  
4 contributions and the payments shall be allocated as  
5 provided in the agreement or, if not so provided, equally  
6 among them.

7 xxv. The Illinois Municipal Electric Agency.

8 xxvi. The Waukegan Port District.

9 xxvii. The Fox Waterway Agency created under the Fox  
10 Waterway Agency Act.

11 xxviii. The Illinois Municipal Gas Agency.

12 xxix. The Kaskaskia Regional Port District.

13 xxx. The Southwestern Illinois Development Authority.

14 xxxi. The Cairo Public Utility Company.

15 xxxii. Except with respect to employees who elect to  
16 participate in the State Employees' Retirement System of  
17 Illinois under Section 14-104.13 of this Code, the Chicago  
18 Metropolitan Agency for Planning created under the  
19 Regional Planning Act, provided that, with respect to the  
20 benefits payable pursuant to Sections 7-146, 7-150, and  
21 7-164 and the requirement that eligibility for such  
22 benefits is conditional upon satisfying a minimum period of  
23 service or a minimum contribution, any employee of the  
24 Chicago Metropolitan Agency for Planning that was  
25 immediately prior to such employment an employee of the  
26 Chicago Area Transportation Study or the Northeastern

1       Illinois Planning Commission, such employee's service at  
2       the Chicago Area Transportation Study or the Northeastern  
3       Illinois Planning Commission and contributions to the  
4       State Employees' Retirement System of Illinois established  
5       under Article 14 and the Illinois Municipal Retirement Fund  
6       shall count towards the satisfaction of such requirements.

7       (c) The governing boards of special education joint  
8       agreements created under Section 10-22.31 of the School Code  
9       without designation of an administrative district shall be  
10      included within and be subject to this Article as participating  
11      instrumentalities when the joint agreement becomes effective.  
12      However, the governing board of any such special education  
13      joint agreement in effect before September 5, 1975 shall not be  
14      subject to this Article unless the joint agreement is modified  
15      by the school districts to provide that the governing board is  
16      subject to this Article, except as otherwise provided by this  
17      Section.

18      The governing board of the Special Education District of  
19      Lake County shall become subject to this Article as a  
20      participating instrumentality on July 1, 1997. Notwithstanding  
21      subdivision (a)1 of Section 7-139, on the effective date of  
22      participation, employees of the governing board of the Special  
23      Education District of Lake County shall receive creditable  
24      service for their prior service with that employer, up to a  
25      maximum of 5 years, without any employee contribution.  
26      Employees may establish creditable service for the remainder of

1 their prior service with that employer, if any, by applying in  
2 writing and paying an employee contribution in an amount  
3 determined by the Fund, based on the employee contribution  
4 rates in effect at the time of application for the creditable  
5 service and the employee's salary rate on the effective date of  
6 participation for that employer, plus interest at the effective  
7 rate from the date of the prior service to the date of payment.  
8 Application for this creditable service must be made before  
9 July 1, 1998; the payment may be made at any time while the  
10 employee is still in service. The employer may elect to make  
11 the required contribution on behalf of the employee.

12 The governing board of a special education joint agreement  
13 created under Section 10-22.31 of the School Code for which an  
14 administrative district has been designated, if there are  
15 employees of the cooperative educational entity who are not  
16 employees of the administrative district, may elect to  
17 participate in the Fund and be included within this Article as  
18 a participating instrumentality, subject to such application  
19 procedures and rules as the Board may prescribe.

20 The Boards of Control of cooperative or joint educational  
21 programs or projects created and administered under Section  
22 3-15.14 of the School Code, whether or not the Boards act as  
23 their own administrative district, shall be included within and  
24 be subject to this Article as participating instrumentalities  
25 when the agreement establishing the cooperative or joint  
26 educational program or project becomes effective.

1       The governing board of a special education joint agreement  
2 entered into after June 30, 1984 and prior to September 17,  
3 1985 which provides for representation on the governing board  
4 by less than all the participating districts shall be included  
5 within and subject to this Article as a participating  
6 instrumentality. Such participation shall be effective as of  
7 the date the joint agreement becomes effective.

8       The governing boards of educational service centers  
9 established under Section 2-3.62 of the School Code shall be  
10 included within and subject to this Article as participating  
11 instrumentalities. The governing boards of vocational  
12 education cooperative agreements created under the  
13 Intergovernmental Cooperation Act and approved by the State  
14 Board of Education shall be included within and be subject to  
15 this Article as participating instrumentalities. If any such  
16 governing boards or boards of control are unable to pay the  
17 required employer contributions to the fund, then the school  
18 districts served by such boards shall make payment of required  
19 contributions as provided in Section 7-172. The payments shall  
20 be allocated among the several school districts in proportion  
21 to the number of students in average daily attendance for the  
22 last full school year for each district in relation to the  
23 total number of students in average attendance for such period  
24 for all districts served. If such educational service centers,  
25 vocational education cooperatives or cooperative or joint  
26 educational programs or projects created and administered

1 under Section 3-15.14 of the School Code are dissolved, the  
2 assets and obligations shall be distributed among the districts  
3 in the same proportions unless otherwise provided.

4 (d) The governing boards of special recreation joint  
5 agreements created under Section 8-10b of the Park District  
6 Code, operating without designation of an administrative  
7 district or an administrative municipality appointed to  
8 administer the program operating under the authority of such  
9 joint agreement shall be included within and be subject to this  
10 Article as participating instrumentalities when the joint  
11 agreement becomes effective. However, the governing board of  
12 any such special recreation joint agreement in effect before  
13 January 1, 1980 shall not be subject to this Article unless the  
14 joint agreement is modified, by the districts and  
15 municipalities which are parties to the agreement, to provide  
16 that the governing board is subject to this Article.

17 If the Board returns any employer and employee  
18 contributions to any employer which erroneously submitted such  
19 contributions on behalf of a special recreation joint  
20 agreement, the Board shall include interest computed from the  
21 end of each year to the date of payment, not compounded, at the  
22 rate of 7% per annum.

23 (e) Each multi-township assessment district, the board of  
24 trustees of which has adopted this Article by ordinance prior  
25 to April 1, 1982, shall be a participating instrumentality  
26 included within and subject to this Article effective December

1 1, 1981. The contributions required under Section 7-172 shall  
2 be included in the budget prepared under and allocated in  
3 accordance with Section 2-30 of the Property Tax Code.

4 (f) The Illinois Medical District Commission created under  
5 the Illinois Medical District Act may be included within and  
6 subject to this Article as a participating instrumentality,  
7 notwithstanding that the location of the District is entirely  
8 within the City of Chicago. To become a participating  
9 instrumentality, the Commission must apply to the Board in the  
10 manner set forth in paragraph (a) of this subsection (B). If  
11 the Board approves the application, under the criteria and  
12 procedures set forth in paragraph (a) and any other applicable  
13 rules, criteria, and procedures of the Board, participation by  
14 the Commission shall commence on the effective date specified  
15 by the Board.

16 (C) Prospective participants.

17 Beginning January 1, 1992, each prospective participating  
18 municipality or participating instrumentality shall pay to the  
19 Fund the cost, as determined by the Board, of a study prepared  
20 by the Fund or its actuary, detailing the prospective costs of  
21 participation in the Fund to be expected by the municipality or  
22 instrumentality.

23 (Source: P.A. 93-777, eff. 7-21-04; 94-1046, eff. 7-24-06.)

24 (40 ILCS 5/7-139.12 new)

1       Sec. 7-139.12. Transfer of creditable service to Article  
2       14. A person employed by the Chicago Metropolitan Agency for  
3       Planning (formerly the Regional Planning Board) on the  
4       effective date of this Section who was a member of the State  
5       Employees' Retirement System of Illinois as an employee of the  
6       Chicago Area Transportation Study may apply for transfer of his  
7       or her creditable service as an employee of the Chicago  
8       Metropolitan Agency for Planning upon payment of (1) the  
9       amounts accumulated to the credit of the applicant for such  
10       service on the books of the Fund on the date of transfer and  
11       (2) the corresponding municipality credits, including  
12       interest, on the books of the Fund on the date of transfer.  
13       Participation in this Fund with respect to the transferred  
14       credits shall terminate on the date of transfer.

15       (40 ILCS 5/14-103.05) (from Ch. 108 1/2, par. 14-103.05)

16       Sec. 14-103.05. Employee.

17       (a) Any person employed by a Department who receives salary  
18       for personal services rendered to the Department on a warrant  
19       issued pursuant to a payroll voucher certified by a Department  
20       and drawn by the State Comptroller upon the State Treasurer,  
21       including an elected official described in subparagraph (d) of  
22       Section 14-104, shall become an employee for purpose of  
23       membership in the Retirement System on the first day of such  
24       employment.

25       A person entering service on or after January 1, 1972 and

1 prior to January 1, 1984 shall become a member as a condition  
2 of employment and shall begin making contributions as of the  
3 first day of employment.

4 A person entering service on or after January 1, 1984  
5 shall, upon completion of 6 months of continuous service which  
6 is not interrupted by a break of more than 2 months, become a  
7 member as a condition of employment. Contributions shall begin  
8 the first of the month after completion of the qualifying  
9 period.

10 A person employed by the Chicago Metropolitan Agency for  
11 Planning on the effective date of this amendatory Act of the  
12 95th General Assembly who was a member of this System as an  
13 employee of the Chicago Area Transportation Study and makes an  
14 election under Section 14-104.13 to participate in this System  
15 for his or her employment with the Chicago Metropolitan Agency  
16 for Planning.

17 The qualifying period of 6 months of service is not  
18 applicable to: (1) a person who has been granted credit for  
19 service in a position covered by the State Universities  
20 Retirement System, the Teachers' Retirement System of the State  
21 of Illinois, the General Assembly Retirement System, or the  
22 Judges Retirement System of Illinois unless that service has  
23 been forfeited under the laws of those systems; (2) a person  
24 entering service on or after July 1, 1991 in a noncovered  
25 position; or (3) a person to whom Section 14-108.2a or  
26 14-108.2b applies.



1 (b) The term "employee" does not include the following:

2 (1) members of the State Legislature, and persons  
3 electing to become members of the General Assembly  
4 Retirement System pursuant to Section 2-105;

5 (2) incumbents of offices normally filled by vote of  
6 the people;

7 (3) except as otherwise provided in this Section, any  
8 person appointed by the Governor with the advice and  
9 consent of the Senate unless that person elects to  
10 participate in this system;

11 (3.1) any person serving as a commissioner of an ethics  
12 commission created under the State Officials and Employees  
13 Ethics Act unless that person elects to participate in this  
14 system with respect to that service as a commissioner;

15 (3.2) any person serving as a part-time employee in any  
16 of the following positions: Legislative Inspector General,  
17 Special Legislative Inspector General, employee of the  
18 Office of the Legislative Inspector General, Executive  
19 Director of the Legislative Ethics Commission, or staff of  
20 the Legislative Ethics Commission, regardless of whether  
21 he or she is in active service on or after July 8, 2004  
22 (the effective date of Public Act 93-685), unless that  
23 person elects to participate in this System with respect to  
24 that service; in this item (3.2), a "part-time employee" is  
25 a person who is not required to work at least 35 hours per  
26 week;

1           (3.3) any person who has made an election under Section  
2           1-123 and who is serving either as legal counsel in the  
3           Office of the Governor or as Chief Deputy Attorney General;

4           (4) except as provided in Section 14-108.2 or  
5           14-108.2c, any person who is covered or eligible to be  
6           covered by the Teachers' Retirement System of the State of  
7           Illinois, the State Universities Retirement System, or the  
8           Judges Retirement System of Illinois;

9           (5) an employee of a municipality or any other  
10          political subdivision of the State;

11          (6) any person who becomes an employee after June 30,  
12          1979 as a public service employment program participant  
13          under the Federal Comprehensive Employment and Training  
14          Act and whose wages or fringe benefits are paid in whole or  
15          in part by funds provided under such Act;

16          (7) enrollees of the Illinois Young Adult Conservation  
17          Corps program, administered by the Department of Natural  
18          Resources, authorized grantee pursuant to Title VIII of the  
19          "Comprehensive Employment and Training Act of 1973", 29 USC  
20          993, as now or hereafter amended;

21          (8) enrollees and temporary staff of programs  
22          administered by the Department of Natural Resources under  
23          the Youth Conservation Corps Act of 1970;

24          (9) any person who is a member of any professional  
25          licensing or disciplinary board created under an Act  
26          administered by the Department of Professional Regulation

1 or a successor agency or created or re-created after the  
2 effective date of this amendatory Act of 1997, and who  
3 receives per diem compensation rather than a salary,  
4 notwithstanding that such per diem compensation is paid by  
5 warrant issued pursuant to a payroll voucher; such persons  
6 have never been included in the membership of this System,  
7 and this amendatory Act of 1987 (P.A. 84-1472) is not  
8 intended to effect any change in the status of such  
9 persons;

10 (10) any person who is a member of the Illinois Health  
11 Care Cost Containment Council, and receives per diem  
12 compensation rather than a salary, notwithstanding that  
13 such per diem compensation is paid by warrant issued  
14 pursuant to a payroll voucher; such persons have never been  
15 included in the membership of this System, and this  
16 amendatory Act of 1987 is not intended to effect any change  
17 in the status of such persons;

18 (11) any person who is a member of the Oil and Gas  
19 Board created by Section 1.2 of the Illinois Oil and Gas  
20 Act, and receives per diem compensation rather than a  
21 salary, notwithstanding that such per diem compensation is  
22 paid by warrant issued pursuant to a payroll voucher; or

23 (12) a person employed by the State Board of Higher  
24 Education in a position with the Illinois Century Network  
25 as of June 30, 2004, who remains continuously employed  
26 after that date by the Department of Central Management

1 Services in a position with the Illinois Century Network  
2 and participates in the Article 15 system with respect to  
3 that employment.

4 (c) An individual who represents or is employed as an  
5 officer or employee of a statewide labor organization that  
6 represents members of this System may participate in the System  
7 and shall be deemed an employee, provided that (1) the  
8 individual has previously earned creditable service under this  
9 Article, (2) the individual files with the System an  
10 irrevocable election to become a participant within 6 months  
11 after the effective date of this amendatory Act of the 94th  
12 General Assembly, and (3) the individual does not receive  
13 credit for that employment under any other provisions of this  
14 Code. An employee under this subsection (c) is responsible for  
15 paying to the System both (i) employee contributions based on  
16 the actual compensation received for service with the labor  
17 organization and (ii) employer contributions based on the  
18 percentage of payroll certified by the board; all or any part  
19 of these contributions may be paid on the employee's behalf or  
20 picked up for tax purposes (if authorized under federal law) by  
21 the labor organization.

22 A person who is an employee as defined in this subsection  
23 (c) may establish service credit for similar employment prior  
24 to becoming an employee under this subsection by paying to the  
25 System for that employment the contributions specified in this  
26 subsection, plus interest at the effective rate from the date

1 of service to the date of payment. However, credit shall not be  
2 granted under this subsection (c) for any such prior employment  
3 for which the applicant received credit under any other  
4 provision of this Code or during which the applicant was on a  
5 leave of absence.

6 (Source: P.A. 93-685, eff. 7-8-04; 93-839, eff. 7-30-04;  
7 93-1069, eff. 1-15-05; 94-1111, eff. 2-27-07.)

8 (40 ILCS 5/14-104.13 new)

9 Sec. 14-104.13. Chicago Metropolitan Agency for Planning;  
10 employee election.

11 (a) Within one year after the effective date of this  
12 Section, a person employed by the Chicago Metropolitan Agency  
13 for Planning (formerly the Regional Planning Board) on the  
14 effective date of this Section who was a member of this System  
15 as an employee of the Chicago Area Transportation Study may  
16 elect to participate in this System for his or her employment  
17 with the Chicago Metropolitan Agency for Planning.

18 (b) An employee who elects to participate in the System  
19 pursuant to subsection (a) may elect to transfer any creditable  
20 service earned by the employee under the Illinois Municipal  
21 Retirement Fund for his or her employment with the Chicago  
22 Metropolitan Agency for Planning (formerly the Regional  
23 Planning Board) upon payment to this System of the amount by  
24 which (1) the employer and employee contributions that would  
25 have been required if the employee had participated in this

1 System during the period for which the credit under Section  
2 7-139.12 is being transferred, plus interest thereon from the  
3 date of such participation to the date of payment, exceeds (2)  
4 the amounts actually transferred under Section 7-139.12 to this  
5 System.

6 Section 10. The Regional Planning Act is amended by  
7 changing Sections 5, 10, 15, 20, 25, 45, 55, 60, and 65 and by  
8 adding Sections 44, 47, 48, 51, 55, 61, 62, 63, and 65 as  
9 follows:

10 (70 ILCS 1707/5)

11 Sec. 5. Purpose. The General Assembly declares and  
12 determines that a streamlined, consolidated regional planning  
13 agency is necessary in order to plan for the most effective  
14 public and private investments in the northeastern Illinois  
15 region and to better integrate plans for land use and  
16 transportation. The purpose of this Act is to define and  
17 describe the powers and responsibilities of the Chicago  
18 Metropolitan Agency for Planning, a unit of government whose  
19 purpose it is to effectively address the development and  
20 transportation challenges in the northeastern Illinois region.  
21 ~~It is the intent of the General Assembly to consolidate,~~  
22 ~~through an orderly transition, the functions of the~~  
23 ~~Northeastern Illinois Planning Commission (NIPC) and the~~  
24 ~~Chicago Area Transportation Study (CATS) in order to address~~

1 ~~the development and transportation challenges in the~~  
2 ~~northeastern Illinois region.~~

3 (Source: P.A. 94-510, eff. 8-9-05.)

4 (70 ILCS 1707/10)

5 Sec. 10. Definitions.

6 "Board" means the ~~Regional Planning~~ Board of the Chicago  
7 Metropolitan Agency for Planning.

8 "CMAP" means the Chicago Metropolitan Agency for Planning.

9 ~~"CATS" means the Chicago Area Transportation Study.~~

10 ~~"CATS Policy Committee" means the policy board of the~~  
11 ~~Chicago Area Transportation Study.~~

12 "Chief elected county official" means the Board Chairman in  
13 DuPage, Kane, Kendall, Lake, and McHenry Counties and the  
14 County Executive in Will County.

15 "Fiscal year" means the fiscal year of the State.

16 "IDOT" means the Illinois Department of Transportation.

17 "MPO" means the metropolitan planning organization  
18 designated under 23 U.S.C. 134.

19 "Members" means the members of the ~~Regional Planning~~ Board.

20 ~~"NIPC" means the Northeastern Illinois Planning~~  
21 ~~Commission.~~

22 "Person" means an individual, partnership, firm, public or  
23 private corporation, State agency, transportation agency, or  
24 unit of local government.

25 "Policy Committee" means the decision-making body of the

1 MPO.

2 "Region" or "northeastern Illinois region" means Cook,  
3 DuPage, Kane, Kendall, Lake, McHenry, and Will Counties.

4 "State agency" means "agency" as defined in Section 1-20 of  
5 the Illinois Administrative Procedure Act.

6 ~~"Transition period" means the period of time the Regional~~  
7 ~~Planning Board takes to fully implement the funding and~~  
8 ~~implementation strategy described under subsection (a) of~~  
9 ~~Section 15.~~

10 "Transportation agency" means the Regional Transportation  
11 Authority and its Service Boards; the Illinois Toll Highway  
12 Authority; the Illinois Department of Transportation; and the  
13 transportation functions of units of local government.

14 "Unit of local government" means a unit of local  
15 government, as defined in Section 1 of Article VII of the  
16 Illinois Constitution, that is located within the jurisdiction  
17 and area of operation of the Board.

18 "USDOT" means the United States Department of  
19 Transportation.

20 (Source: P.A. 94-510, eff. 8-9-05.)

21 (70 ILCS 1707/15)

22 Sec. 15. Chicago Metropolitan Agency for Planning;  
23 structure ~~Regional Planning Board; powers.~~

24 (a) The Chicago Metropolitan Agency for Planning ~~Regional~~  
25 ~~Planning Board~~ is established as a political subdivision, body



1 politic, and municipal corporation. The Board shall be  
2 responsible for developing and adopting a funding and  
3 implementation strategy for an integrated land use and  
4 transportation planning process for the northeastern Illinois  
5 region. ~~The strategy shall include a process for the orderly~~  
6 ~~transition of the CATS Policy Committee to be a standing~~  
7 ~~transportation planning body of the Board and NIPC to be a~~  
8 ~~standing comprehensive planning body of the Board. The CATS~~  
9 ~~Policy Committee and NIPC shall continue to exist and perform~~  
10 ~~their duties throughout the transition period. The strategy~~  
11 ~~must also include recommendations for legislation for~~  
12 ~~transition, which must contain a complete description of~~  
13 ~~recommended comprehensive planning functions of the Board and~~  
14 ~~an associated funding strategy and recommendations related to~~  
15 ~~consolidating the functions of the Board, the CATS Policy~~  
16 ~~Committee, and NIPC. The Board shall submit its strategy to the~~  
17 ~~General Assembly no later than September 1, 2006.~~

18 (b) (Blank.) ~~The Regional Planning Board shall, in addition~~  
19 ~~to those powers enumerated elsewhere in this Act:~~

20 ~~(1) Provide a policy framework under which all regional~~  
21 ~~plans are developed.~~

22 ~~(2) Coordinate regional transportation and land use~~  
23 ~~planning.~~

24 ~~(3) Identify and promote regional priorities.~~

25 ~~(4) Serve as a single point of contact and direct all~~  
26 ~~public involvement activities.~~

1           ~~(5) Create a Citizens' Advisory Committee.~~

2           (c) The Board shall consist of 15 voting members as  
3 follows:

4           (1) One member from DuPage County appointed  
5 cooperatively by the mayors of DuPage County and the chief  
6 elected county official of DuPage County.

7           (2) One member representing both Kane and Kendall  
8 Counties appointed cooperatively by the mayors of Kane  
9 County and Kendall County and the chief elected county  
10 officials of Kane County and Kendall County.

11           (3) One member from Lake County appointed  
12 cooperatively by the mayors of Lake County and the chief  
13 elected county official of Lake County.

14           (4) One member from McHenry County appointed  
15 cooperatively by the mayors of McHenry County and the chief  
16 elected county official of McHenry County.

17           (5) One member from Will County appointed  
18 cooperatively by the mayors of Will County and the chief  
19 elected county official of Will County.

20           (6) Five members from the City of Chicago appointed by  
21 the Mayor of the City of Chicago.

22           (7) One member from that portion of Cook County outside  
23 of the City of Chicago appointed by the President of the  
24 Cook County Board of Commissioners.

25           (8) Four members from that portion of Cook County  
26 outside of the City of Chicago appointed, with the consent

1 of the President of the Cook County Board of Commissioners,  
2 as follows:

3 (i) One by the mayors representing those  
4 communities in Cook County that are outside of the City  
5 of Chicago and north of Devon Avenue.

6 (ii) One by the mayors representing those  
7 communities in Cook County that are outside of the City  
8 of Chicago, south of Devon Avenue, and north of  
9 Interstate 55, and in addition the Village of Summit.

10 (iii) One by the mayors representing those  
11 communities in Cook County that are outside of the City  
12 of Chicago, south of Interstate 55, and west of  
13 Interstate 57, excluding the communities of Summit,  
14 Dixmoor, Posen, Robbins, Midlothian, Oak Forest, and  
15 Tinley Park.

16 (iv) One by the mayors representing those  
17 communities in Cook County that are outside of the City  
18 of Chicago and east of Interstate 57, and, in addition,  
19 the communities of Dixmoor, Posen, Robbins,  
20 Midlothian, Oak Forest, and Tinley Park.

21 The terms of the members initially appointed to the Board shall  
22 begin within 60 days after this Act takes effect.

23 (d) The CMAP Board may ~~CATS Policy Committee and NIPC shall~~  
24 ~~each~~ appoint ~~one of their members to serve as a~~ non-voting  
25 ~~members member~~ of the ~~Regional Planning~~ Board.

26 (e) (1) The CMAP Board shall create a Wastewater Committee

1 with the responsibility of recommending directly to the  
2 Illinois Environmental Protection Agency (IEPA) the  
3 appropriateness of proposed requests for modifications and  
4 amendments to the established boundaries of wastewater  
5 facility planning areas, requests for the creation of new  
6 wastewater facility planning areas, requests for the  
7 elimination of existing wastewater facility planning areas,  
8 requests for new or expanded sewage treatment facilities, or  
9 any other amendments to the State of Illinois Water Quality  
10 Management Plan required under the federal Clean Water Act. The  
11 Chairmanship of the Wastewater Committee shall rotate every 24  
12 months between the individuals described in subsections  
13 (e)(2)(iv) and (e)(2)(v) with the individual identified in  
14 subsection (e)(2)(v) serving as chairman for the initial  
15 24-month period commencing on the effective date of this  
16 amendatory Act of the 95th General Assembly.

17 (2) The Wastewater Committee shall consist of 5 members  
18 of the CMAP Board designated as follows:

19 (i) One member of the Wastewater Committee shall be  
20 one of the CMAP Board members designated in subsection  
21 (c)(1) through (c)(5).

22 (ii) One member of the Wastewater Committee shall  
23 be one of the CMAP Board members designated in  
24 subsection (c)(6).

25 (iii) One member of the Wastewater Committee shall  
26 be one of the CMAP Board members designated in

1           subsection (c) (7) or (c) (8).

2           (iv) One member of the Wastewater Committee shall  
3           be a person appointed by the President of the  
4           Metropolitan Water Reclamation District of Greater  
5           Chicago (and who does not need to serve on the CMAP  
6           Board).

7           (v) One member of the Wastewater Committee shall be  
8           a person appointed by the President of the largest  
9           statewide association of wastewater agencies (and who  
10          does not need to serve on the CMAP Board).

11          (3) Terms of the members of the Wastewater Committee  
12          shall be consistent with those identified in Section 25,  
13          except that the term of the member of the Wastewater  
14          Committee appointed by the President of the Metropolitan  
15          Water Reclamation District of Greater Chicago shall expire  
16          on July 1, 2009, and the term of the member of the  
17          Wastewater Committee appointed by the President of the  
18          largest statewide association of wastewater agencies shall  
19          expire on July 1, 2009.

20          (f) With the exception of matters considered and  
21          recommended by the Wastewater Committee directly to the IEPA,  
22          which shall require only a concurrence of a simple majority of  
23          the Wastewater Committee members in office, concurrence  
24          ~~Concurrence~~ of four-fifths of the Board members in office is  
25          necessary for the Board to take any action,~~including remanding~~  
26          ~~regional plans with comments to the CATS Policy Committee and~~

1 ~~NIPC.~~

2 (Source: P.A. 94-510, eff. 8-9-05.)

3 (70 ILCS 1707/20)

4 Sec. 20. Duties. In addition to those duties enumerated  
5 elsewhere in this Act, the ~~Regional Planning~~ Board shall:

6 (a) ~~(1)~~ Hire an executive director to act as the chief  
7 administrative officer and to direct and coordinate all  
8 staff work.

9 (b) Provide a policy framework under which all regional  
10 plans are developed.

11 (c) Coordinate regional transportation and land use  
12 planning.

13 (d) Identify and promote regional priorities. ~~to~~  
14 ~~coordinate staff work of CATS and NIPC. The executive~~  
15 ~~director shall hire a deputy for comprehensive planning and~~  
16 ~~a deputy for transportation planning with the approval of~~  
17 ~~NIPC and the CATS Policy Committee, respectively.~~

18 ~~(2) Merge the staffs of CATS and NIPC into a single~~  
19 ~~staff over a transition period that protects current~~  
20 ~~employees' benefits.~~

21 ~~(3) Secure agreements with funding agencies to provide~~  
22 ~~support for Board operations.~~

23 ~~(4) Develop methods to handle operational and~~  
24 ~~administrative matters relating to the transition,~~  
25 ~~including labor and employment matters, pension benefits,~~

~~equipment and technology, leases and contracts, office space, and excess property.~~

~~(5) Notwithstanding any other provision of law to the contrary, within 180 days after this Act becomes law, locate the staffs of CATS and NIPC within the same office.~~

(Source: P.A. 94-510, eff. 8-9-05.)

(70 ILCS 1707/25)

Sec. 25. Operations.

(a) Each appointing authority shall give notice of its Board appointments to each other appointing authority, to the Board, and to the Secretary of State. Within 30 days after his or her appointment and before entering upon the duties of the office, each Board member shall take and subscribe to the constitutional oath of office and file it with the Secretary of State. Board members shall hold office for a term of 4 years or until successors are appointed and qualified. The terms of the initial Board members shall expire as follows:

(1) The terms of the member from DuPage County and the member representing both Kane and Kendall Counties shall expire on July 1, 2007.

(2) The terms of those members from Lake, McHenry, and Will Counties shall expire on July 1, 2009.

(3) As designated at the time of appointment, the terms of 2 members from the City of Chicago shall expire on July 1, 2007 and the terms of 3 members from the City of Chicago

1 shall expire on July 1, 2009.

2 (4) The term of the member appointed by the President  
3 of the Cook County Board of Commissioners shall expire on  
4 July 1, 2007.

5 (5) The terms of those members appointed, with the  
6 consent of the President of the Cook County Board of  
7 Commissioners, by the mayors representing those  
8 communities in Cook County that are outside of the City of  
9 Chicago and north of Devon Avenue shall expire on July 1,  
10 2007.

11 (6) The terms of those members appointed, with the  
12 consent of the President of the Cook County Board of  
13 Commissioners, by the mayors representing those  
14 communities in Cook County that are outside of the City of  
15 Chicago, south of Interstate 55, and west of Interstate 57,  
16 excluding the communities of Summit, Dixmoor, Posen,  
17 Robbins, Midlothian, Oak Forest, and Tinley Park, shall  
18 expire on July 1, 2007.

19 (7) The terms of those members appointed, with the  
20 consent of the President of the Cook County Board of  
21 Commissioners, by the mayor representing those communities  
22 in Cook County that are outside of the City of Chicago,  
23 south of Devon Avenue, and north of Interstate 55, and, in  
24 addition, the Village of Summit, shall expire on July 1,  
25 2009.

26 (8) The terms of those members appointed, with the



1 consent of the President of the Cook County Board of  
2 Commissioners, by the mayors representing those  
3 communities in Cook County that are outside of the City of  
4 Chicago and east of Interstate 57, and, in addition, the  
5 communities of Dixmoor, Posen, Robbins, Midlothian, Oak  
6 Forest, and Tinley Park, shall expire on July 1, 2009.

7 (b) If a vacancy occurs, the appropriate appointing  
8 authority shall fill the vacancy by an appointment for the  
9 unexpired term. Board members shall receive no compensation,  
10 but shall be reimbursed for expenses incurred in the  
11 performance of their duties.

12 (c) The Board shall be so appointed as to represent the  
13 City of Chicago, that part of Cook County outside the City of  
14 Chicago, and that part of the metropolitan region outside of  
15 Cook County on a one man one vote basis. Within 6 months after  
16 the release of each certified federal decennial census, the  
17 Board shall review its composition and, if a change is  
18 necessary in order to comply with the representation  
19 requirements of this subsection (c), shall recommend the  
20 necessary revision for approval by the General Assembly.

21 (d) Regular meetings of the Board shall be held at least  
22 once in each calendar quarter. The time and place of Board  
23 meetings shall be fixed by resolution of the Board. Special  
24 meetings of the Board may be called by the chairman or a  
25 majority of the Board members. A written notice of the time and  
26 place of any special meeting shall be provided to all Board

1 members at least 3 days prior to the date fixed for the  
2 meeting, except that if the time and place of a special meeting  
3 is fixed at a regular meeting at which all Board members are  
4 present, no such written notice is required. A majority of the  
5 Board members in office constitutes a quorum for the purpose of  
6 convening a meeting of the Board.

7 (e) The meetings of the Board shall be held in compliance  
8 with the Open Meetings Act. The Board shall maintain records in  
9 accordance with the provisions of the State Records Act.

10 (f) At its initial meeting and its first regular meeting  
11 after July 1 of each year thereafter, the Board ~~shall appoint~~  
12 from its membership shall appoint a chairman and may appoint  
13 vice chairmen ~~chairman~~ and shall provide the term and duties of  
14 those officers pursuant to its bylaws. ~~The vice chairman shall~~  
15 ~~act as chairman during the absence or disability of the~~  
16 ~~chairman and in case of resignation or death of the chairman.~~  
17 Before entering upon duties of office, the chairman shall  
18 execute a bond with corporate sureties to be approved by the  
19 Board and shall file it with the principal office of the Board.  
20 The bond shall be payable to the Board in whatever penal sum  
21 may be directed and shall be conditioned upon the faithful  
22 performance of the duties of office and the payment of all  
23 money received by the chairman according to law and the orders  
24 of the Board. The Board may appoint, from time to time, an  
25 executive committee and standing and ad hoc committees to  
26 assist in carrying out its responsibilities.

1 (Source: P.A. 94-510, eff. 8-9-05.)

2 (70 ILCS 1707/44 new)

3 Sec. 44. Regional Data and Information Program. CMAP shall  
4 be the authoritative source for regional data collection,  
5 exchange, dissemination, analysis, evaluation, forecasting and  
6 modeling. With the involvement of state, regional, and local  
7 governments and agencies, CMAP shall create and maintain a  
8 timely, ongoing, and coordinated data and information sharing  
9 program that will provide the best available data on the  
10 region. This program shall include a publicly accessible  
11 mechanism for data access and distribution. CMAP's official  
12 forecasts shall be the foundation for all planning in the  
13 region.

14 (70 ILCS 1707/45)

15 Sec. 45. Regional comprehensive plan. At intervals not to  
16 exceed every 5 years, or as needed to be consistent with  
17 federal law, the Board shall develop a regional comprehensive  
18 plan that integrates land use and transportation. The regional  
19 comprehensive plan and any modifications to it shall be  
20 developed cooperatively by the Board, ~~the CATS Policy~~  
21 ~~Committee, and NIPC~~ with the involvement of citizens, units of  
22 local government, business and labor organizations,  
23 environmental organizations, transportation and planning  
24 agencies, State agencies, private and civic organizations,

1 public and private providers of transportation, and land  
2 preservation agencies. Any elements of the regional  
3 comprehensive plan or modifications that relate to  
4 transportation shall be developed cooperatively with the  
5 Policy Committee. Units of local government shall continue to  
6 maintain control over land use and zoning decisions.

7 Scope of Regional Comprehensive Plan. The Regional  
8 Comprehensive Plan shall present the goals, policies,  
9 guidelines, and recommendations to guide the physical  
10 development of the Region. It shall include, but shall not be  
11 limited to:

12 (a) Official forecasts for overall growth and change and an  
13 evaluation of alternative scenarios for the future of the  
14 Region including alternatives for public and private  
15 investments in housing, economic development, preservation of  
16 natural resources, transportation, water supply, flood  
17 control, sewers, and other physical infrastructure. It shall  
18 present a preferred plan that makes optimum use of public and  
19 private resources to achieve the goals of the Plan.

20 (b) Land use and transportation policies that reflect the  
21 relationship of transportation to land use, economic  
22 development, the environment, air quality, and energy  
23 consumption; foster the efficient movement of people and goods;  
24 coordinate modes of transportation; coordinate planning among  
25 federal agencies, state agencies, transportation agencies, and  
26 local governments; and address the safety and equity of

1 transportation services across the Region.

2 (c) A plan for a coordinated and integrated transportation  
3 system for the region consisting of a multimodal network of  
4 facilities and services to be developed over a 20-year period  
5 to support efficient movement of people and goods. The  
6 transportation system plan shall include statements of minimum  
7 levels of service that describe the performance for each mode  
8 in order to meet the goals and policies of the Plan.

9 (d) A listing of proposed public investment priorities in  
10 transportation and other public facilities and utilities of  
11 regional significance. The list shall include a project  
12 description, an identification of the responsible agency, the  
13 timeframe that the facility or utility is proposed for  
14 construction or installation, an estimate of costs, and sources  
15 of public and private revenue for covering such costs.

16 (e) The criteria and procedures proposed for evaluating and  
17 ranking projects in the Plan and for the allocation of  
18 transportation funds.

19 (f) Measures to best coordinate programs of local  
20 governments, transportation agencies, and State agencies to  
21 promote the goals and policies of the Regional Comprehensive  
22 Plan.

23 (g) Proposals for model ordinances and agreements that may  
24 be enacted by local governments.

25 (h) Recommendations for legislation as may be necessary to  
26 fully implement the Regional Comprehensive Plan.

1       (i) Developing components for regional functional issues  
2 including:

3           (1) A regional housing component that documents the  
4 needs for housing in the region and the extent to which  
5 private-sector and public-sector programs are meeting  
6 those needs; provides the framework for and facilitates  
7 planning for the housing needs of the region, including the  
8 need for affordable housing, especially as it relates to  
9 the location of such housing proximate to job sites, and  
10 develops sound strategies, programs and other actions to  
11 address the need for housing choice throughout the region.

12           (2) A regional freight component, the purpose of which  
13 is to create an efficient system of moving goods that  
14 supports economic growth of the region and sound regional  
15 and community development by identifying investments in  
16 freight facilities of regional, State, and national  
17 significance that will be needed to eliminate existing and  
18 forecasted bottlenecks and inefficiencies in the  
19 functioning of the region's freight network; recommending  
20 improvements in the operation and management of the freight  
21 network; and recommending policies to effect the efficient  
22 multi-modal movement of goods to, through, and from the  
23 region.

24           (3) A component for protecting and enhancing the  
25 environment and the region's natural resources the purpose  
26 of which is to improve the region's environmental health,

1 quality of life, and community well-being by defining and  
2 protecting environmentally critical areas; encouraging  
3 development that does not harm environmentally critical  
4 areas; promoting sustainable land use and transportation  
5 practices and policies by local governments.

6 (4) Optionally, other regional components for services  
7 and facilities, including, but not limited to: water,  
8 sewer, transportation, solid waste, historic preservation,  
9 and flood control. Such plans shall provide additional  
10 goals, policies, guidelines, and supporting analyses that  
11 add detail, and are consistent with, the adopted Regional  
12 Comprehensive Plan.

13 (Source: P.A. 94-510, eff. 8-9-05.)

14 (70 ILCS 1707/47 new)

15 Sec. 47. Developments of Regional Importance. The Board  
16 shall consider the regional and intergovernmental impacts of  
17 proposed major developments, infrastructure investments and  
18 major policies and actions by public and private entities on  
19 natural resources, neighboring communities, and residents. The  
20 Board shall:

21 (a) Define the Scope of Developments of Regional Importance  
22 (DRI) and create an efficient process for reviewing them.

23 (b) Require any DRI project sponsor, which can be either a  
24 public or private entity, to submit information about the  
25 proposed DRI to CMAP and neighboring communities, counties, and

1 regional planning and transportation agencies for review.

2 (c) Review and comment on a proposed DRI regarding  
3 consistency with regional plans and intergovernmental and  
4 regional impacts.

5 The Board shall complete a review under this Section within  
6 a timeframe established when creating the DRI process. A delay  
7 in the review process either requested or agreed to by the  
8 applicant shall toll the running of the review period. If the  
9 Board fails to complete the review within the required period,  
10 the review fee paid by the applicant under this Section shall  
11 be refunded in full to the applicant. If, however, the  
12 applicant withdraws the application at any time after the Board  
13 commences its review, no part of the review fee shall be  
14 refunded to the applicant.

15 (70 ILCS 1707/48 new)

16 Sec. 48. Incentives for Creating More Sustainable  
17 Communities. CMAP shall establish an incentive program to  
18 enable local governments and developers to: create more  
19 affordable workforce housing options near jobs and transit;  
20 create jobs near existing affordable workforce housing; create  
21 transit-oriented development; integrate transportation and  
22 land use planning; provide a range of viable transportation  
23 choices in addition to the car; encourage compact and mixed-use  
24 development; and support neighborhood revitalization. CMAP  
25 shall work with federal, State, regional, and local agencies to



1 identify funding opportunities for these incentives from  
2 existing and proposed programs.

3 (70 ILCS 1707/51 new)

4 Sec. 51. Certification; cooperation between local and  
5 regional plans; plan review.

6 Certification of regional plan and forecasts. Upon the  
7 adoption of a Regional Plan or segment of a Regional Plan, the  
8 Board shall certify a copy thereof to the State, each  
9 transportation agency and each local government affected by  
10 such plan. CMAP's official forecasts and plans shall be the  
11 foundation for all planning in the region.

12 Agencies to provide information and cooperate. Each local  
13 government, transportation agency, and State agency shall  
14 cooperate with and assist the Board in carrying out its  
15 functions and shall provide to the Board all information  
16 requested by the Board. Counties and municipalities shall  
17 submit copies of any official plans to CMAP, including but not  
18 limited to comprehensive, transportation, housing, and capital  
19 improvement plans.

20 Review of county and municipal plans. The Board may review  
21 and comment on proposed county and municipal plans and plan  
22 amendments within its jurisdiction for consistency with the  
23 regional comprehensive plan and maintain a copy of such plans.

24 (70 ILCS 1707/55)

1       Sec. 55. Transportation financial plan.

2       (a) Concurrent with preparation of the regional  
3 transportation and comprehensive plans, the Board shall  
4 prepare and adopt, in cooperation with the ~~CATS~~ Policy  
5 Committee, a transportation financial plan for the region in  
6 accordance with federal and State laws, rules, and regulations.

7       (b) The transportation financial plan shall address the  
8 following matters related to the transportation agencies: (i)  
9 adequacy of funding to meet identified needs; and (ii)  
10 allocation of funds to regional priorities.

11       (c) The transportation financial plan may propose  
12 recommendations for additional funding by the federal  
13 government, the State, or units of local government that may be  
14 necessary to fully implement regional plans.

15       (Source: P.A. 94-510, eff. 8-9-05.)

16       (70 ILCS 1707/60)

17       Sec. 60. Transportation decision-making ~~Metropolitan~~  
18 ~~planning organization.~~

19       (a) ~~The~~ It is the intent of this Act that the ~~CATS~~ Policy  
20 Committee ~~is, as the Transportation Planning Committee for the~~  
21 ~~Board, remain~~ the federally designated Metropolitan Planning  
22 Organization for the Chicago region under the requirements of  
23 federal regulations promulgated by USDOT. The ~~CATS~~ Policy  
24 Committee shall ~~prepare and~~ approve all plans, reports, and  
25 programs required of an MPO, including the federally mandated

1 Regional Transportation Plan, Transportation Improvement  
2 Program and Unified Work Program.

3 (b) It is the intent of this Act that the transportation  
4 planning and investment decision-making process be fully  
5 integrated into the regional planning process.

6 (c) The Board, in cooperation with local governments and  
7 transportation providers, shall develop and adopt a process for  
8 making the transportation decisions that require final MPO  
9 approval pursuant to federal law. That process shall comply  
10 with all applicable federal requirements. The adopted process  
11 shall ensure that all MPO plans, reports, and programs shall be  
12 approved by the CMAP Board prior to final approval by the MPO.

13 (d) The Board shall continue directly involving local  
14 elected officials in federal program allocation decisions for  
15 the Surface Transportation Program and Congestion Mitigation  
16 and Air Quality funds and in addressing other regional  
17 transportation issues.

18 ~~(b) The processes previously established by the CATS Policy~~  
19 ~~Committee shall be continued as the means by which local~~  
20 ~~elected officials program federal Surface Transportation~~  
21 ~~Program and Congestion, Mitigation, and Air Quality funds and~~  
22 ~~address other regional transportation issues.~~

23 (Source: P.A. 94-510, eff. 8-9-05.)

24 (70 ILCS 1707/61 new)

25 Sec. 61. Agency Designated Planning Grant Recipient and

1 Other Designations. The Board is eligible to apply for and  
2 receive federal grants for regional planning in the  
3 northeastern Illinois region. The Board shall review  
4 applications requesting significant federal grants to  
5 transportation agencies and local governments based on  
6 criteria including conformity with the Regional Comprehensive  
7 Plan and relevant functional components.

8 (70 ILCS 1707/62 new)

9 Sec. 62. Board Funding. In order to carry out any of the  
10 powers or purposes of CMAP, the Board shall be involved in the  
11 allocation of traditional sources of funds such as those from  
12 the federal Metropolitan Planning Program and CMAQ as well as  
13 non-traditional federal funds consistent with the Board's  
14 broadier mission. These funds may be supplemented by fees for  
15 services and by grants from nongovernmental agencies. The Board  
16 may also pursue and accept funding from State, regional, and  
17 local sources in order to meet its planning objectives.

18 Additional funding shall be provided to CMAP to support  
19 those functions and programs authorized by this Act.

20 (70 ILCS 1707/63 new)

21 Sec. 63. Succession; Transfers Related to NIPC. CMAP shall  
22 succeed to all rights and interests of NIPC. Such transfer and  
23 succession shall not limit or restrict any power or authority  
24 of CMAP exercised pursuant to this Act and shall not limit any

1 rights or obligations of CMAP with respect to any contracts,  
2 agreements, bonds or other indebtedness, right or interest  
3 relating to any cause of action then in existence of NIPC that  
4 shall continue and shall be assumed by CMAP. Funds appropriated  
5 or otherwise made available to NIPC shall become available to  
6 CMAP for the balance of the current State fiscal year for  
7 interim use as determined by CMAP. NIPC shall transfer all of  
8 the records, documents, property, and assets of NIPC to CMAP.

9 (70 ILCS 1707/65)

10 Sec. 65. Annual report. The Board shall prepare, publish,  
11 and distribute a concise ~~an~~ annual report on the region's  
12 progress toward achieving its priorities and on the degree to  
13 which consistency exists between local and regional plans. Any  
14 ~~and any~~ other reports and plans that relate to the purpose of  
15 this Act may also be included.

16 (Source: P.A. 94-510, eff. 8-9-05.)

17 (70 ILCS 1705/Act rep.)

18 Section 15. The Northeastern Illinois Planning Act is  
19 repealed.

20 Section 90. The State Mandates Act is amended by adding  
21 Section 8.31 as follows:

22 (30 ILCS 805/8.31 new)

1       Sec. 8.31. Exempt mandate. Notwithstanding Sections 6 and 8  
2       of this Act, no reimbursement by the State is required for the  
3       implementation of any mandate created by this amendatory Act of  
4       the 95th General Assembly.

5       Section 99. Effective date. This Act takes effect upon  
6       becoming law.".